

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

CLEARCORRECT, INC.,
CLEARCORRECT OPERATING, LLC,
and CLEARCORRECT HOLDINGS, LLC

Defendants.

Civil Action No. 4:11-cv-00695-VDG

JURY TRIAL DEMANDED

**NOTICE OF PERSONS INCLUDED IN CLEARCORRECT'S
INITIAL DISCLOSURES PREVIOUSLY IDENTIFIED IN DISCOVERY**

Pursuant to the Court's Order [Dkt. No. 237] on December 12, 2018, below is a list of persons added to Defendants'¹ First Amended Initial Disclosures and a description of where these persons were previously identified during discovery.

<u>Name</u>	<u>Disclosure During Discovery</u>
Edward Hlousek	Witness deposed in Align ² v. CC on 11/30/2017
Paul Dinh	Witness deposed in ITC on 8/2/2012 (337-TA-562); Witness deposed in ITC on 12/7/2012 (337-TA-562 & 337-TA-833); Witness deposed in ITC on 2/26/2015 (337-TA-562); CC's response to 3 rd Set, ROG ³ 21, 22 (2/17/2017); CC's response to 5 th Set, ROG 33, 36, 39 (7/5/2017); CC's response to 8 th Set, ROG 45 (9/18/2017); Align's response to 4 th Set, ROG 17, ROG 20 (10/5/2017)
Robert Marsa	CC's response to 1 st Set, ROG 4 (2/17/2017)
John J. Shimmick	CC's response to 3 rd Set, ROG 25, 26 (10/31/2011); CC's response to 3 rd Set, ROG 25, 26 (2/17/2017)

¹ ClearCorrect, Inc., ClearCorrect Operating, LLC and ClearCorrect Holdings, LLC (collectively "CC," "ClearCorrect," or "Defendants").

² Align Technology Inc. ("Align" or "Plaintiff").

³ Interrogatory ("ROG").

Bao Tran	Witness deposited in ITC on 10/18/2012 (337-TA-833); CC's response to 3 rd Set, ROG 25, 26, 27 (10/31/2011); CC's response to 3 rd Set, ROG 25, 26, 27 (2/17/2017)
Anne M. Rogaski	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Daniel J. Furniss	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
John E. Lord	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Susan S. Moon	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Susan M. Spaeth	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Heidi J. Kim	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Jon V. Swenson	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Gary H. Ritchey	CC's response to 3 rd Set, ROG 28, 29 (10/31/2011); CC's response to 3 rd Set, ROG 28, 29 (2/17/2017)
Marc S. Lemchen	Prior art - U.S. Patent No. 5,011,405 (on re-exam, RE.35,169) to Lemchen ("Lemchen") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN009189
John J. Wilson	CC's response to 5 th Set, ROG 33, 36 (7/5/2017); CC's response to 6 th Set, ROG 42 (8/29/2017)
Michael Desmond Snow	Prior art - U.S. Patent No. 6,068,482 to Snow ("Snow") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0001606
Peter C. Kesling	Prior art patent as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0002619
William "Bill" Becker	Witness deposited in Align v. CC on 11/29/2018; CC's response to 6 th Set, ROG 42 (8/29/2017)
Michael Rosato	CC's response to 5 th Set, ROG 33, 36 (7/5/2017); CC's response to 6 th Set, ROG 42 (8/29/2017)
Sameh M. Yamany	Prior art - Hemayed, et. al. "Three Dimensional Model Building in Computer Vision with Orthodontic Applications," TR-CVIP 96, Nov. 1996 ("Hemayed") as referenced in Defendants' Invalidity Contentions dated 9/15/2017
Rodney G. Strickland, Jr.	Align's response to 4 th Set, ROG 21 (10/5/2017); Align's response to 4 th Set, ROG 21 (10/31/2017)
Dan Ellis	Align's response to 4 th Set, ROG 21 (10/31/2017)
Gerard P. Abbatte	Prior art - U.S. Patent No. 4,856,991 to Breads et al. ("Breads") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000252

Stephen P. Warunek	Prior art - U.S. Patent No. 4,856,991 to Breads et al. ("Breads") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000252
Elsayed E. Hemayed	Prior art - Hemayed, et. al. "Three Dimensional Model Building in Computer Vision with Orthodontic Applications," TR-CVIP 96, Nov. 1996 ("Hemayed") as referenced in Defendants' Invalidity Contentions dated 9/15/2017
Aly A. Farag	Prior art - Hemayed, et. al. "Three Dimensional Model Building in Computer Vision with Orthodontic Applications," TR-CVIP 96, Nov. 1996 ("Hemayed") as referenced in Defendants' Invalidity Contentions dated 9/15/2017
Takayunki Kuroda	Prior art - U.S. Patent No. 5,605,459 to Kuroda et al. ("Kuroda") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000275
Nobuyoshi Motohashi	Prior art - U.S. Patent No. 5,605,459 to Kuroda et al. ("Kuroda") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000275
Mutshushi Muramoto	Prior art - U.S. Patent No. 5,605,459 to Kuroda et al. ("Kuroda") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000275
Henry I. Nahoum	Prior art - Nahoum, H. I. (Nov. 1964). "The vacuum formed dental contour appliance," The New York State Dental Journal 30(9) 385-390 ("Nahoum") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0001446
Chuang-Jy Wu	Prior art - U.S. Patent No. 5,338,198 to Wu et al. ("Wu") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000261
Christopher L. B. Lavelle	Prior art - Prior art - U.S. Patent No. 5,338,198 to Wu et al. ("Wu") as referenced in Defendants' Invalidity Contentions dated 9/15/2017; Align's production ALGN0000261
Craig Bergez	Witness deposited in ITC on 9/14/2012 (337-TA-562)
Carmen Cheang	Witness deposited in ITC on 8/16/2012 (337-TA-562)
Elizabeth Coffman	Witness deposited in Align v. CC on 10/30/2018
Eric Guenterberg	Witness deposited in ITC on 7/18/2012 (337-TA-2880)
Leonard Marvin Hedge, III	Witness deposited in ITC on 8/22/2006 (337-TA-562); Witness deposited in ITC on 9/5/2012 (337-TA-562)
Carl Jonard	Witness deposited in Align v. CC on 10/30/2018
Dr. Chung How Kau	Witness deposited in Align v. CC on 10/22/2018; CC's non-infringement expert
Eric Kuo	Witness deposited in ITC on 9/4/2012 (337-TA-562)
Frank Liu	Witness deposited in ITC on 10/17/2012 (337-TA-562 & 337-TA-833)

Dr. James Mah	Witness deposited in ITC on 9/27/2012 (337-TA-562); Witness deposited in Align v. CC on 11/12/2018; CC's invalidity expert
Scott William Meggs	Witness deposited in ITC on 8/30/2012 (337-TA-562); Align's ROG verifications
Dr. Maureen Valley	Witness deposited in Align v. CC on 2/13/2018; Witness deposited in ITC on 11/30/2012 (337-TA-833); Align's infringement and validity expert; CC's response to 5 th Set, ROG 34, 38 (7/5/2017)
Roman Wrosz	Witness deposited in ITC on 9/19/2012 (337-TA-562)
Mitra Derakhshan	Witness deposited in Align v. CC on 11/6/2018
Armando Enriquez	Align v. CC Notice of Deposition dated 10/16/2018
Chris Bakewell	Align v. CC Notice of Deposition; Align's damages expert
Alan Ratliff	Align v. CC Notice of Deposition; CC's damages expert
Mark Frappier	Align's source code expert
Allison Rountree	Align v. CC Notice of Deposition dated 11/15/2018
Dr. Nadeem Arif	Witness deposited in ITC on 7/4/2006 (337-TA-562); Witness deposited in ITC on 10/19/2012 (337-TA-562 & 337-TA-833); CC's response to 3 rd Set, ROG 13, 14 (2/17/2017); Align's response to 6 th Set, ROG 29 (11/28/2018)
Dr. Waqas Wahab	Witness deposited in ITC on 7/7/2006 (337-TA-562); Witness deposited in ITC on 10/14/2012 (337-TA-562 & 337-TA-833); CC's response to 3 rd Set, ROG 13, 14 (2/17/2017); Align's response to 6 th Set, ROG 29 (11/28/2018)
Mudassar Ahmad Rathore	Witness deposited in ITC on 6/30/2006 (337-TA-562); Witness deposited in ITC on 10/11/2012 (337-TA-562 & 337-TA-833); Witness deposited in ITC on 10/12/2012 (337-TA-562 & 337-TA-833); CC's response to 3 rd Set, ROG 13, 14 (2/17/2017); CC's response to 4 th Set, ROG 31 (3/3/2017); Align's response to 6 th Set, ROG 29 (11/28/2018)
Muhammad Atif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Dr. Asim Waheed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Imran Ishtiaq	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Naveed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Abdur Rehman	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Sikander	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Salman	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Aazam Rafique	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Awais Jahangir	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Adnan Khalid	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Hassan Raza	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Khalid Mahmood	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Afzal Khan	CC's response to 3 rd Set, ROG 13 (2/17/2017)

Muhammad Sohaif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Kashif Rafique	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Armughan Ali	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shahzad Hanif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Zahid Riaz	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Imran Jameel	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Aamir	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Usman Shahid	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Hassan Karamat	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Adnan Ajmal	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Zeeshan Zafar Iqbal	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Nasir	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Faisal Ameen	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Imtiaz Anwar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Mian Naeem	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Syed Abbas Raza	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Waqas Ahmed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Farhan Usman	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Aamer Javed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Luqman ud Din	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Khurram Shehzad	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Sarfraz Ahmad	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Imran Butt	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shehzad Mehmood	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Waseem Ahmed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Ali Babar	CC's response to 3 rd Set, ROG 13 (2/17/2017)

Saad Waqas	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Nazir Sultan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Farhan Ali	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Qamar Hassan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Ejaz	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Irfan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Kashif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Abdul Hassan Khan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Gulzaib Khan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Irfan ul Haq Farooqi	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Saeed Anwar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Hassan Kaleem	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Omer Javed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Asif Muneer Chaudhry	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Kashif Saleemi	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Kamran Yousaf	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Tajammul Wajid	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Riaz	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Atif Kiyani	Witness deposed in ITC on 10/12/2012; CC's response to 3 rd Set, ROG 13 (2/17/2017)
Fahad Ashraf	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Hafiz Moeen Ahmad Khan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Anwar Javed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Ameen	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Akram	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Waqar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Usman Arif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Arshad	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Aftab Ahmed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shahid Aslam	CC's response to 3 rd Set, ROG 13 (2/17/2017)

Ihtesham ul Haq	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Mohsinn Mehmood	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Rehan Qureshi	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Tariq Latif	Witness deposed in ITC on 10/13/2012; CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Javed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Badar ud Din Khan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Asadullah	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Amjad Aziz	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Zubair	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Zahid Iqbal	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Athar Ayub	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Mudassar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Junaid Ejaz	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Adnan Ramzan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Ahsan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Basharat Hameed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Kamran Hameed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Imran	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Amir Arif	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Awais	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shumail Arujumand	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Imtiaz Hussain	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Zeeshan Usman	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Syed Azeem Ui Hassan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Mirza Muhammad Kafeel	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shabbir Ahmad	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Bashir Shah	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Ibrar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Abdul Ghaffar	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Ijaz Ahmed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Rashid	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Muhammad Waqas	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Shehzad Anthony	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Anwar Subhani	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Nadir Kamran	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Usman Kamal Pasha	CC's response to 3 rd Set, ROG 13 (2/17/2017)

Haroon Javed	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Ghulam Murtaza	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Pervaiz Inayat	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Amjad Sultan	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Ahmad Qasim	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Faisal Haroon Farooqi	CC's response to 3 rd Set, ROG 13 (2/17/2017)
Ahmad Ammar	CC's response to 3 rd Set, ROG 13 (2/17/2017)

Respectfully submitted,

/s/ Joseph Alan Callier

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**ATTORNEYS FOR DEFENDANTS
CLEARCORRECT OPERATING, LLC;
CLEARCORRECT HOLDINGS, LLC;
CLEARCORRECT, INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Civil Rules LR5. All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by certified mail, return receipt requested, on this 13th day of December, 2018.

/s/ Joseph Alan Callier
Joseph Alan Callier